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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91197393
Party	Plaintiff SandraEllis
Correspondence Address	D. ARI SHERWIN CURATOLO SIDOTI CO LPA 24500 CENTER RIDGE ROAD, SUITE 280 CLEVELAND, OH 44145 UNITED STATES docket@patentandtm.com
Submission	Other Motions/Papers
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Date	11/18/2011
Attachments	NoticeofComplaint.pdf ( 3 pages )(15374 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Application Serial No. 77/900,545

Filed on December 23, 2009

For the mark FIGHT LIKE A CAROLINA GIRL

Published in the *Official Gazette* (Trademarks) on May 18, 2010

TSDC, LLC	)	
	)	
and	)	
	)	
Sandra Ellis	)	
	)	
Opposers,	)	Opposition Nos.:
	)	91197393 and 91197395
	)	
v.	)	
	)	
	)	
Beyond the Box, Inc.,	)	
	)	
Applicant.	)	
	)	
	)	

**UNITED STATES PATENT AND TRADEMARK OFFICE  
ATTN: TRADEMARK TRIAL AND APPEAL BOARD  
P.O. BOX 1451  
ALEXANDRIA, VA. 22313-1451**

**OFFICE OF GENERAL COUNSEL  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1451**

**NOTICE OF CIVIL ACTION TO REVIEW DECISION OF  
TRADEMARK TRIAL AND APPEAL BOARD**

Notice is hereby given that the Opposers, TSDC, LLC and Sandra Ellis, have filed a Civil Action in accordance with 15 U.S.C. §1071 and 37 C.F.R. §2.145 in the United States District Court for the Middle District of North Carolina to review the decision of the Trademark Trial and Appeal Board in Opposition Nos. 91197393 and 91197395.

Trademark Trial and Appeal Board consolidated in Opposition Nos. 91197393 and 91197395 into one proceeding. The decision of Trademark Trial and Appeal Board in consolidated Opposition Nos. 91197393 and 91197395 was mailed by the United States Patent and Trademark Office on September 13, 2011. The above-referenced Civil Action requesting review of the decision was filed on November 11, 2011. Accordingly, the filing of the Civil Action was timely under 15 U.S.C. §1071(b) and 37 C.F.R. §2.145(d)(1).

This notice is given within one month from the date of the November 11, 2011 filing date of the above-referenced Civil Action. Accordingly, this notice is timely given under 37 C.F.R. §2.145(c)(4) and TBMP §903.01.

A copy of the as-filed Civil Action is attached to this notice.

Respectfully submitted,

Date: November 18, 2011

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing **NOTICE OF CIVIL ACTION TO REVIEW DECISION OF TRADEMARK TRIAL AND APPEAL BOARD** has been served upon the following on this 18<sup>th</sup> day of November, 2011 by depositing the same in the United States First Class Mail, postage pre-paid, in an envelope addressed as follows:

Beyond The Box, Inc.  
c/o Michael Todd Tucker, CEO of Beyond The Box, Inc.  
116 Lowes Food Drive, #132  
Lewisville, NC 27023

Beyond The Box, LLC  
c/o Michael Todd Tucker, Manager of Beyond The Box, Inc.  
116 Lowes Food Drive, #132  
Lewisville, NC 27023

Michael Todd Tucker  
147 Windover Lane  
Winston-Salem, North Carolina 27107

/Salvatore A. Sidoti/  
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